

EX PARTE OR LATE FILED

Secretary
M.S. 1170

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

SEP 15 1994

IN REPLY REFER TO:
CN9404088

The Honorable Dianne Feinstein
United States Senate
331 Hart Senate Office Building
Washington, DC 20510-0504

DOCKET FILE COPY ORIGINAL

RECEIVED

SEP 1 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

Dear Senator Feinstein:

This is in reply to your letter of August 17, 1994, on behalf of your constituent, Lowell T. Stark, Chief of Police for the City of Ontario, who is interested in the implementation of Enhanced 911 (E-911) technology in the Personal Communication Services industry.

On September 23, 1993, the Commission adopted a Second Report and Order in GEN Docket No. 90-314 that established rules for new Personal Communications Services (PCS). In this Order, we urged the PCS industry and standards-setting bodies to "direct particular attention [to] offering an emergency 911 capability that would work with enhanced-911 systems (E-911) and, to the extent feasible, permit locating a caller in situations where the caller is unable to state his location." Also, we indicated that we were contemplating the initiation of a future rule making proceeding "to address E-911 and related issues with regard to PCS, cellular, and any other relevant mobile service."

In response to our Order, the Texas Attorney General's Office filed a Petition for Reconsideration requesting that we require PCS licensees to provide E-911 service as a condition of license, and that we require development of a single, uniform standard for PCS E-911 service. There were a number of comments filed in support of Texas' petition. Several companies expressed concern about the potentially significant added costs of providing precise E-911 location information, as well as the delays that an FCC mandate for providing such information could bring to PCS development.

The Commission carefully considered the Texas petition and the comments filed in response to it before adopting its Memorandum Opinion and Order in GEN Docket No. 90-314 on June 9, 1994. That order, among other things, promised the prompt initiation of a separate rule making proceeding dedicated exclusively to the E-911 capabilities of mobile telephone services. This proceeding will allow us to fully address all regulatory aspects of E-911, and to develop the most fair and effective regulations possible. In the meantime, a joint industry group consisting of representatives from the Association of Public-Safety Communications Officials (APCO), the National Emergency Number Association (NENA), and the Personal Communications Industry Association (PCIA), have been working to develop a common position on how PCS E-911 service should be implemented.

No. of Copies rec'd
List ABCDE

2

The Honorable Dianne Feinstein

2.

We appreciate your constituent's thoughts on this important topic and have added them, along with your letter, to the record in the PCS proceeding.

Sincerely,



Bruce A. Franca
Acting Chief Engineer

Richard B. Engelman
Chief, OET/AED/TSB

Julius P. Knapp
Chief, OET/AED

cc (w/incoming): Secretary, for inclusion in GEN Docket 90-314



cc: Chief Engineer
Julius Knapp
Richard Engelman
Robert Bromery
Art Wall
DWilson:kls:08-25-94

31030/EQU/4-2-0
1300B4

DIANNE FEINSTEIN
CALIFORNIA

4128

United States Senate

WASHINGTON, DC 20510-0504

COMMITTEE ON APPROPRIATIONS
COMMITTEE ON THE JUDICIARY
COMMITTEE ON RULES AND ADMINISTRATION

August 17, 1994

Ms. Lauren J. Belzin
Acting Director, Office of Legislative Affairs
Federal Communications Commission
1919 M Street, N.W.
Room 808
Washington, D.C. 20554

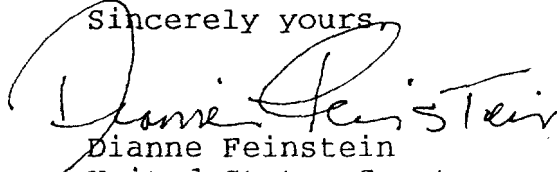
Dear Ms. Belzin:

Enclosed is a letter from my constituent Lowell T. Stark regarding wireless Personal Communication Services. In order to fully respond to my constituents, it is important to have your position and views of the question(s) raised.

Since my office receives a large volume of mail, please refer your return correspondence to Karen Flores in my Washington office. If you have any further questions, Karen can be reached at (202) 224-9341.

Thank you for your attention to this matter.

Sincerely yours,


Dianne Feinstein
United States Senator

DF:krf



CITY OF ONTARIO POLICE DEPARTMENT



200 NORTH CHERRY AVENUE • ONTARIO, CALIFORNIA 91764-4197 • 909/988-6481

LOWELL T. STARK
Chief of Police

April 5, 1994

The Honorable Dianne Feinstein
331 Hart Senate Office Building
Washington D.C. 20510

Dear Senator Feinstein:

I am writing to you to ask your support to provide a wireless Personal Communication Service (P.C.S.), that will ensure the safety of the user of that service. I am one of your constituents and serve as Chief of Police for the City of Ontario, California. Personal Communication Service is about to become a reality and we in public safety have a great concern for its ability to protect the user. Let me set the scene for you:

ENHANCED 9-1-1 SERVICE

You are at home, an emergency arises and you simply dial 9-1-1. Your call is answered by a call taker at your emergency center. Along with that call comes vital information; i.e., name, address, city, zip, telephone number, date, time of day and the public safety agencies (fire, police and EMS) that cover your address. Response is quick. Dispatch is almost immediate and your loved one is treated.

P.C.S. WIRELESS SERVICE

You take your small telephone unit with you and go for a walk in the park. While a mile or so away, you become violently ill. You take out your small telephone and dial 9-1-1. The call taker in your emergency center answers, but has no idea where you are. If you are unable to speak...well, you can see the obvious consequences.

I hasten to add that cellular service, as we know it today, in almost all cases, provides neither the calling number nor the location of the caller.

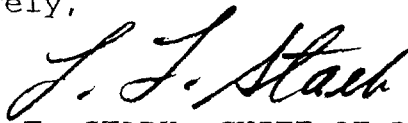
556264

Page -2-

This is a national issue. Within one to three years, this service will begin to seriously affect wired telephone service. People will remove their residence lines to reduce cost and will use wireless and pay air time.

I am requesting that you ensure the F.C.C. take the necessary steps to mandate exact physical location of a caller that uses wireless service and to provide the same life saving capabilities that enhanced 9-1-1 service now provides to our residential and business communities. Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script, reading "L. T. Stark".

LOWELL T. STARK, CHIEF OF POLICE